

**PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS AT THE COURTHOUSE IN
SUNDANCE, CROOK COUNTY, WYOMING**

TUESDAY, OCTOBER 1, 2013

8:00 o'clock a.m. Present were Chairman James W. Hadley, Vice-Chairman Kelly B. Dennis, Member Jeanne A. Whalen and County Clerk Connie D. Tschetter.

The Pledge of Allegiance was recited to the Flag.

The minutes from the previous meeting were approved.

Mary Kuhl, County Treasurer, Steve Stahla, County Sheriff, Joe Baron, County Attorney, Tina Wood, Clerk of District Court and Lisa Fletcher, County Assessor were present to go over items of interest within their departments. Also present was Jill Mackey, County Library Director.

The Board discussed a request received from Bill Kohlbrand, Wyoming State Forestry, requesting funding from the County to help pay for the Black Hills Regional Pine Beetle Coordinator position. No action was taken at this time.

Kelly moved for the County to pay for the remainder of the amount due not covered by insurance for the seasonal flu shot for the County employees this year. Jeanne seconded, all ayes, motion carried.

The following bills were paid:

Total Wages		154653.11
<u>CLAIMANT</u>	<u>PURPOSE</u>	<u>AMOUNT</u> <u>ALLOWED</u>
AFLAC	Insurance	1784.28
Blue Cross Blue Shield of Wyoming	Health Insurance	50068.72
Col. Life & Accident Ins. Co.	Insurance	48.07
Crook County Payroll Tax Account	Withholding & Social Security	50796.23
Great-West Trust Company, LLC	Deferred Compensation	800.00
NCPERS Wyoming	Life Insurance	192.00
New York Life Insurance Company	Life Insurance	509.40
VSP	Vision Insurance	632.27
WY Department of Workforce Services	Worker's Compensation	2121.90
Wyoming Retirement System	Retirement	30190.08
Wyoming Educator's Benefit Trust	Life Insurance	189.28
A & B Welding Supply Co. Inc.	Headgear	14.63
Action Communications, Inc.	Radios	1565.00
AlSCO/American Linen	Shop Towels & Dust Mops	310.03
American Solutions for Business	Laser A/P Checks	635.36
American Welding & Gas, Inc.	Cutting Tips & Discs	99.09
AT Conference	Conferencing Services	17.79
AT & T Mobility	Cell Phone	1233.46
Aulick Leasing Corporation	Contract Hauling	65370.96
Bearlodge Engineering & Surveying	Plat Copies	63.00
Becky Tinsley	Mileage	68.93
Big Horn Tire Inc.	Tires & Batteries	6284.60
Brian B. Wells	Mileage	44.07
Cardinal Health 411, Inc.	Medical Supplies	3387.06
CDW Government, Inc.	Printer Server	312.66
Cenex Fleetcard	Gas	3145.56
Christina R. Wood	Mileage	377.42
City of Gillette	Water	6.00
City of Sundance	Water, 1st Quarter Ambulance & Landfill Funding	2726.45
Coastal Chemical Co., LLC	Bulk Diesel	4222.79
Coffee Cup Fuel Stop	Fuel	1340.68
Collins Communications	HDMI Cable	42.00
Combined Laboratories Facility	Testing	84.00
Connie D. Tschetter	Mileage	377.42
Consolidated Engineers, Inc.	Professional Services	2864.25
Contractors Supply Inc.	Grout	77.64
Crescent Electric Supply Company	Flu Lamp	113.70
Croell Redi-Mix	Road Base & Concrete	4469.80
Crook County	Employer Paid Benefits from Grants	1072.06
Crook County Senior Services	County Funding	1666.63
Crook County Treasurer	Postage & Portion of 2013 Taxes of County Property	48.51
Daly, Davidson & Sorenson, LLC	Court Appointed Attorney Fees	145.20
Decker's Market	Ice	13.47
Department of Health	Rental for State Vehicle	666.00
Diehl's Supermarket	Soda	5.99

Double Star Computing	Onsite Computer Service & Equipment	2299.00
Fastenal Company	Parts	339.52
Galls, An Aramark Company	Speaker Kit & Ear Plug Dispenser Refill	190.00
Gearhart Sinclair	Gas & Diesel	10593.84
Gerard Boone	Cables	38.94
Grimm's Pump & Industrial Supply	Gasket	26.50
Heartland Paper Company	Courthouse Supplies	234.13
Hillside Pharmacy	Supplies	37.74
Hulett Emergency Medical Services	1st Quarter Ambulance Funding	666.68
Hulett Hardware	Shovel & Flapper	29.58
Jack's Truck & Equipment	Radio & Trim Plate	287.62
Jensen Construction Inc.	Mag Chloride	186015.57
Jesse Nichols	Mileage	213.01
Joshua Diede	Witness Fees & Mileage	59.07
Kelly B. Dennis	Mileage	122.04
Kimball Midwest	Supplies	135.14
Lenzes Printing	Paper & Envelopes	20.70
Leo Riley & Co.	Audit	11000.00
Lisa Fletcher	Mileage	377.42
Matthew Bender & Co., Inc.	Law Manuals	209.93
Max Robert Masters	Mapping Contract for GIS & Subdivisions	3000.00
Midwest Cancer Screening	Pap Smears & Interpretation	68.55
Moorcroft Leader	Publishing	724.13
Movin' On Kennels	Dog Food	94.00
MSR West, Inc.	Recalibration	125.00
Mullinax Coal Sales	Coal	335.83
NADA Used Car Guide	Evaluator Lan Subscription	700.00
Neve's Uniforms & Equipment	Pants	156.24
Northern WY Mental Health Center	1st Quarter County Funding	2500.00
Northern Wyoming	MMPI-RF2	150.00
Paetec	Telephone	171.02
Paradise Foods	Gas	326.99
Patricia J. Voll, FNP	FP Clinic Hours	400.00
Peggy Turbiville	Uniform Alterations	18.00
Pitney Bowes Inc.	Supplies	157.36
Plainsman Printing, Inc.	Comet Dater	104.68
Powder River Energy Corp.	Electricity	4041.23
Powder River Office Supply, Inc.	Supplies	1120.33
Quality Agg & Construction, Inc.	J-Base, Hauling & Blade Work	61709.18
Quality Hardware & Supply	Parts	215.95
Quill Corporation	Supplies	312.72
R and C Trucks, Inc.	1981 Beall Tanker	5000.00
Randy Bury	Mileage & Meals	323.01
Range Telephone Cooperative, Inc.	Telephone	5597.68
Redwater Welding	Custom Cattle Guard	4530.00
Renella Thomas	Mileage, Meals & Travel Expenses	730.61
Ringer Law, P.C.	Court Appointed Attorney Fees	123.00
Robert's Machine & Repair	Parts & Labor	1167.28
RT Communications	Telephone	1409.10
Safeguard Business Systems	WYO Sales Tax Receipts	1153.51
Sanofi Pasteur, Inc	Fluzone	6522.91
Scott Peterson Motors Inc.	Vehicle Repairs	4774.78
Sherri Davis	Mileage	93.79
Snap-on Tools	Angle Drill	212.10
Spearfish Glass Inc.	Plexiglass Shelves	72.00
State of Wyoming	Mainframe User Access	5.00
Sundance Dental Clinic	Dental Work	155.00
Sundance Dillon's Hardware Inc	Supplies	324.63
Sundance Equipment Company	Parts	64.02
Sundance State Bank	Direct Deposit Fees	9.55
Sundance Times	Publishing & Stamps	3565.54
Team Laboratory Chemical Corp.	Fine Road Patch	520.00
Ted Moline	CDL Test Fee	40.00
The Line Company	Set Light Pole & Dig Hole for Posts	465.00
Thos. Y. Pickett & Co., Inc.	Valuation Contract	1700.00
Timberline Services Inc.	Gravel & Watering Road	216808.86
Timothy R. Lyons	Mileage & Meal	331.10
Titan Machinery	Parts	23.15

Tongue River Communications	Jail Cable	63.00
Toni Diede	Witness Fees	15.00
Top Office Products, Inc.	Copy Charges & Office Supplies	1036.72
Tower Valley Ag Supply	Gas & Diesel	5731.94
Town of Hulett	Water & 1st Quarter Landfill Funding	1058.80
Town of Moorcroft	Water	63.00
Tracy Motor Company	Parts	1609.87
UNUM	Disability Insurance	268.49
Urbin Law Office, LLC	Court Appointed Attorney Fees	2445.25
Visa	Supplies & Travel Expenses	4473.68
Volunteer Fireman's Retirement Fund	Volunteer Firemen's Pension Fund	387.50
Western Stationers	Supplies	256.22
Weston Co Childrens Center	County Funding	8000.00
WY Department of Environmental Quality	Permit & Authorization Fees	2000.00
WY Department of Transportation	Project Expenditures	1231.47
WY Department of Workforce Services	Worker's Compensation	611.34
WY Retirement System	Rehired Retiree Contributions	1129.23
Wyoming Machinery Company	Parts	635.69
Total		970924.01

The following monthly collections were collected:

County Clerk	\$13,146.25
County Sheriff	\$25,674.36
Public Health (August)	\$3,249.92

Kelly moved to accept the Disclosure Statement for Investment of Public Funds from Marjorie E. Myers. Jeanne seconded, all ayes, motion carried.

Kelly moved to approve a Utility License Upon County Road between Crook County, Wyoming and Powder River Energy Corp. Jeanne seconded, all ayes, motion carried.

Jeanne moved to approve a Salary Contribution Agreement by and between the University of Wyoming and the Board of County Commissioners of Crook County. Kelly seconded, all ayes, motion carried.

Jeanne moved to approve a Contract Between Wyoming Department of Health, Public Health Division and Crook County Health Officer and Crook County. Kelly seconded, all ayes, motion carried.

Mary Kuhl, County Treasurer, submitted the following monthly report of receipts and disbursements for month end September 2013:

Total Receipts		\$818,656.11
Disbursements:	Towns	\$177,426.05
	County Boards	\$278,089.36
	State & Local School	\$1,400,670.92
	DOT/DOR/Rebate	\$136,955.01
	Redemption/S. Park	\$1,315.70
	Total	\$1,994,457.04

Morgan Ellsbury, Road and Bridge Foreman and Randy Gill, Facilities Maintenance Foreman, gave a monthly report. Also present was Joe Baron, County Attorney.

Adjourned for lunch at 12:08 o'clock p.m.

1:00 o'clock p.m. Present were Chairman James W. Hadley, Vice-Chairman Kelly B. Dennis, Member Jeanne A. Whalen and County Clerk Connie D. Tschetter.

Tamara Baron, Member, Crook County Library Board and Jill Mackey, County Library Director, gave a monthly report.

The following monthly collections were collected:

Circuit Court	\$23,960.50
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Jeanne moved to approve Grant Award Agreement between the Wyoming Office of Homeland Security and Crook County for Project ID 13-GPD-CRO-LS-HLE13. Kelly seconded, all ayes, motion carried.

Present for the continued public hearing for the Renewal of Restaurant Liquor License, the Renewal of Retail Liquor License and the Renewal of County Retail Malt Beverage Permits were Richard Nelson, Joe Baron, County Attorney, Susan Moldenhauer, ONEOK, Danette Welsh, ONEOK, Larry Wolfe, Holland and Hart, Attorney for ONEOK and Bob Eberts, ONEOK.

Oral comments were received and discussion was held on the Renewal of County Retail Malt Beverage Permit for Marcelleen, Inc. dba Devils Tower Trading Post. Kelly moved to approve the Renewal of County Retail Malt Beverage Permit for Marcelleen, Inc. dba Devils Tower Trading Post. Jeanne seconded, all ayes, motion carried.

Oral comments were received and discussion was held on the Renewal of County Retail Liquor License for Richard A. Nelson dba Fort Devils Tower. Kelly moved to approve the Renewal of County Retail Liquor License for Richard A. Nelson dba Fort Devils Tower. Jeanne seconded, all ayes, motion carried.

Oral comments were received and discussion was held on the Renewal of Restaurant Liquor License for Brad Greba dba Whitetail Creek Outfitters and on the Renewal of County Retail Malt Beverage Permit for Amy Greba dba Whitetail Creek Outfitters. Jeanne moved to continue the public hearing for the Renewal of Restaurant Liquor License and the Renewal of County Retail Malt Beverage Permit to November 5, 2013 at 2:30 o'clock p.m. since Grebas' have not complied with the State's request on the Renewal of Restaurant Liquor License for Brad Greba dba Whitetail Creek Outfitters and the Renewal of County Retail Malt Beverage Permit for Amy Greba dba Whitetail Creek Outfitters. Kelly seconded, all ayes, motion carried.

The Board reviewed the comments received and discussed the Proposed Policy on the Installation and Maintenance of Commercial Pipelines Along or Across County Roads. Present were Joe Baron, County Attorney, Susan Moldenhauer, ONEOK, Danette Welsh, ONEOK, Larry Wolfe, Holland and Hart, Attorney for ONEOK, Bob Eberts, ONEOK, Mike Butcher, Strata Energy, Sarah Pridgeon, Sundance Times, Sarah Anderson, Crook County Natural Resource District, Tim Lyons, Growth and Development Administrator, Morgan Ellsbury, Road and Bridge Foreman and Mary Kuhl, County Treasurer.

The following monthly collections were collected:

Clerk of District Court	\$1,353.17
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The meeting adjourned at 5:10 o'clock p.m.

Wednesday, October 2, 2013

8:00 o'clock a.m. Present were Chairman James W. Hadley, Vice-Chairman Kelly B. Dennis, Member Jeanne A. Whalen and County Clerk Connie D. Tschetter.

The Pledge of Allegiance was recited to the Flag.

Warren Oyler, Resident Engineer, Wyoming Department of Transportation (WYDOT), gave an update on bridge and road projects. Also present was Morgan Ellsbury, Road and Bridge Foreman.

Lisa Fletcher, County Assessor, presented tax roll rebates and cancellations. Jeanne moved to approve the following tax roll rebates and cancellations: 2011-70; 2012-40; 2012-41; 2013-05; 2013-06; 2013-07; 2013-08; 2013-09 and 2013-10. Kelly seconded, all ayes, motion carried.

The Board discussed the Crook County Multi-Hazard Mitigation Plan and will hold a public hearing on December 4, 2013 at 9:00 o'clock a.m. to take action to adopt the Crook County Multi-Hazard Mitigation Plan. Present were Gari Gill, County Fire Warden/Interim Homeland Security County Coordinator, Steve Stahla, County Sheriff and Sarah Pridgeon, Sundance Times.

Gari Gill, County Fire Warden/Interim Homeland Security County Coordinator, gave a monthly report. Discussion was held on the Homeland Security County Coordinator position. Also present were Steve Stahla, County Sheriff, Sarah Pridgeon, Sundance Times and Randy Gill, Facilities Maintenance Foreman.

Morgan Ellsbury, Road and Bridge Foreman and Randy Gill, Facilities Maintenance Foreman, gave a monthly report. Also present were Joe Baron, County Attorney, Lee Habeck, Jackson Stewart, Attorney for Butte Pipeline, Debra Bell, Butte Pipeline, Rick Werkele, Butte Pipeline, Mike Butcher, Strata Energy, John Swenson, Verda Swenson, Mikkeline Swenson, Lance Marshall, Sarah Pridgeon, Sundance Times and Ed Chatfield.

Joe Baron, County Attorney, gave an update on the progress to vacate the old unused routes on Miller Creek County Road No. 266 and Bearlodge County Road No. 8 and discussion was held. No action was taken at this time.

Present for the hearing to consider rescinding the Order that Butte Pipeline provided to Mr. Ellsbury granted in 1955 were Morgan Ellsbury, Road and Bridge Foreman, Joe Baron, County Attorney, Jackson Stewart, Attorney for Butte Pipeline, Debra Bell, Butte Pipeline, Rick Werkele, Butte Pipeline and Mike Butcher, Strata Energy. Jackson Stewart, Attorney for Butte Pipeline, objected to the hearing to consider rescinding the Order that they provided to Mr. Ellsbury granted in 1955, due to the short timeline of the notice given for this hearing. Joe Baron, County Attorney, recommended that Butte Pipeline submit a formal request to continue this hearing to the November meeting. The Board requested that Butte Pipeline enter into a Road Maintenance Agreement with the County and obtain Pipeline Crossing Permits for each crossing and Access Permits. The Board gave Butte Pipeline permission to cross the New Haven and Barlow Canyon County Roads by boring them ten feet deep from the lowest point of right of way per WYDOT standards. The Board continued the hearing to consider rescinding the Order to November 6, 2013 at 10:00 o'clock a.m.

Jeanne moved to authorize Chairman Hadley to sign the Grant Award Agreements between Wyoming Office of Homeland Security and Crook County for the following: Project ID 13-GPD-CRO-SC-HSG13 and Project ID 13-GPD-CRO-LC-HLC13. Kelly seconded, all ayes, motion carried.

Mike Butcher, Strata Energy, discussed helping reconstruct the southern four miles of the New Haven Road.

Kelly moved to approve an Agreement for Installation of Cattleguard on Tower County Road No. 255. Jeanne seconded, all ayes, motion carried.

Jeanne moved to authorize Chairman Hadley to sign a Project Agreement with the Federal Land Access Program. Kelly seconded, all ayes, motion carried.

Kelly moved to approve the Utility License Upon County Road between Crook County, Wyoming and RT Communications. Jeanne seconded, all ayes, motion carried.

Jeanne moved to authorize Chairman Hadley to sign a contract between Crook County and Timberline Services for purchase and storage of gravel. Kelly seconded, all ayes, motion carried.

Adjourned for lunch at 12:13 o'clock p.m.

1:00 o'clock p.m. Present were Chairman James W. Hadley, Vice-Chairman Kelly B. Dennis, Member Jeanne A. Whalen and County Clerk Connie D. Tschetter.

Roger Connett, Member, Crook County Land Use Planning and Zoning Commission (CCLUP&ZC), gave a monthly report. Tim Lyons, Growth and Development Administrator, gave a monthly report and a subdivision and deed report. Also present were Linda Tokarczyk, Rare Element Resources (RER), Paul Bergstrom, RER, Jaye Pickarts, RER, Wayne Garman, Supervisor and Sarah Anderson, Office Manager, Crook County Natural Resource District (CCNRD), Sarah Pridgeon, Sundance Times, Mike Butcher, Strata Energy, Robert Gilbert, Supervisor, County Weed and Pest, Kimber Wichmann, Industrial Siting Division, Department of Environmental Quality, State of Wyoming and Joe Baron, County Attorney.

The CCLUP&ZC presented a draft 2013 Crook County Comprehensive Land Use Plan for the Board to review and make comment.

The following people gave an update on items of interest within their departments: Sarah Anderson, Office Manager, CCNRD; Robert Gilbert, Supervisor, County Weed and Pest; Linda Tokarczyk, RER and Mike Butcher, Strata Energy.

Kimber Wichmann, Industrial Siting Division, Department of Environmental Quality, State of Wyoming, gave a presentation about the Industrial Siting Division and the industrial siting process. Also present were Sarah Pridgeon, Sundance Times, Grace Moore, Moorcroft Leader, Roger Connett, Member, CCLUP&ZC, Melissa Bears, Clerk/Treasurer, Town of Hulett, Linda Tokarczyk, RER, Sarah Anderson, Office Manager, CCNRD, Mike Butcher, Strata Energy, Joe Baron, County Attorney, Mary Kuhl, County Treasurer, Lisa Fletcher, County Assessor, Tim Lyons, Growth and Development Administrator and Tina Wood, Clerk of District Court.

Ted Rosencranz, Member, Crook County Fair Board and Linda Schelldorf, County Fair Coordinator/Secretary, gave a monthly report. The Commissioners received a resignation from Amanda Rae Connally, Member, Crook County Fair Board, whose term expires January 2016 and declared a vacancy on the Crook County Fair Board. On November 6, 2013 at 2:30 o'clock p.m. the Commissioners will appoint a Board Member to fill the vacancy which expires January 2016. All interested parties are encouraged to apply. Applications can be obtained from the Crook County Clerk's Office, P.O. Box 37, Sundance, WY 82729, 307-283-1323. All applications must be submitted to the County Clerk by or before November 6, 2013 at 2:30 o'clock p.m. Also present were Joe Baron, County Attorney, Sarah Anderson, Office Manager, CCNRD, Tim Lyons, Growth and Development Administrator and Mike Butcher, Strata Energy.

Darla West (per conference call), informed the Board on information and concerns on the Belle Fourche Pipeline. Also present were Joe Baron, County Attorney, Sarah Anderson, Office Manager, CCNRD, Tim Lyons, Growth and Development Administrator, Mike Butcher, Strata Energy, Kevin Miller, I.U.O.E., Morgan Ellsbury, Road and Bridge Foreman, Mary Kuhl, County Treasurer and Sarah Pridgeon, Sundance Times.

The meeting adjourned at 3:43 o'clock p.m. to meet in regular session on November 5 and 6, 2013 at 8:00 o'clock a.m., in the Commissioner's Room at the Courthouse in Sundance, Wyoming.

James W. Hadley, Chairman

Jeanne A. Whalen, Member

Kelly B. Dennis, Vice-Chairman

Attested: _____

Connie D. Tschetter, County Clerk